



Town of Miami Lakes Memorandum

To: Honorable Mayor and Honorable Councilmembers

From: Raul Gastesi, Town Attorney

Subject: Attorney Reports

Date: January 11, 2022

There are currently several matters being litigated by the Town of Miami Lakes. Some of these matters are being referred to our insurance carrier to mitigate the Town's legal expense.

The following are a list of matters being actively litigated:

Michael Pizzi JR. v. Town of Miami Lakes

There are no significant changes in litigation during the month of December to report.

Juan Valiente v. Town of Miami Lakes

This matter has been tentatively settled by the insurance carrier, pending the correction of certain outstanding public works and building issues on property.

FRS v. Town of Miami Lakes

This is a matter currently being defended through our insurance carrier. The Administrative Judge issued a ruling in favor of FRS. Our litigation team has sent exemptions to the Order. Post judgement actions are being analyzed by our litigation team. Accordingly, an executive session is necessary to discuss strategy.

Town of Miami Lakes v. Miami Dade County, City of Hialeah, et.al.

Oral arguments have been scheduled and will be conducted in person during the week of January 18, 2022.

Two Lakes Lennar v. Town of Miami Lakes

There are no significant changes in litigation during the month of December to report.

Town of Miami Lakes v. TSC Investments

There has not been any significant changes in the past month. However, litigation is likely to pick up. An executive session is necessary to discuss strategy.

Carlos Perez v. Michael Mesa

During the month of December the Town's former Building Official, Michael Mesa was served with a complaint by Carlos Perez regarding actions taken while he served the Town in an official capacity. Although the Town is not a named party to the action, Mr. Mesa has requested the Town to provide legal coverage.

Upcoming Ordinances

Short Term Rentals: We are currently working with Councilman Tony Fernandez to make certain necessary adjustments resulting from public comments and suggestions proffered by the Town Council made during the First Reading of the Ordinance, and comments made by the Planning and Zoning Board in their role as the Town's Local Planning Agency.

Signage: A draft of the Ordinance is being reviewed by Councilman Dieguez, the sponsor of the item, and staff to bring back in February for first reading. This item will also be reviewed by the Planning and Zoning Board acting in their role as the Town's Local Planning Agency.

Parking on the Swale. A draft of the Ordinance is being reviewed by Councilman Dieguez, the sponsor of the item, and will be forwarded to staff to bring back in February for first reading. This item will also be reviewed by the Planning and Zoning Board acting in their role as the Town's Local Planning Agency. Additionally, this item is being reviewed by the Miami-Dade County Police Department in order to ensure that the Ordinance as written can be enforced by their police officers.